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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/802,091	03/15/2004	Roger V. Maes	7216-002US	4052	
35531	7590 07/19/2006		EXAMINER		
JACQUES M. DULIN, ESQ. DBA			ALIE, GHASSEM		
INNOVATION LAW GROUP, LTD. 237 NORTH SEQUIM AVENUE			ART UNIT	PAPER NUMBER	
SEQUIM, WA 98382-3456			3724		
			DATE MAILED: 07/19/2000	5	

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner Art Unit 3724			<u> </u>	_				
Examiner The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Repty A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Excelesion of time may be available under the provisions of 37 CFR 1.73(b), in no event, however, may a reply be timely liked. If No pariod for reply is specified show, the maximum statutory period will apply and will apply and will apply and will apply and will apply an event period by the Office after the remaining date of this communication. Failure to reply within the set or extended period for reply will, by tatutory period will apply and will apply its MONTHS from the mailing date of this communication. Failure to reply within the set or extended period for reply will, by tatutory period will apply the office of the provision of the period of the provision of the period period term editories. The mailing date of this communication, even if simely liked, may reduce any search patent term editories. Set 7 cFR 1.794(b). Status 1) □ Responsive to communication(s) filed on 17 March 2006. 2a) □ This action is FINAL. 2b) □ This saction is non-final. 3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) □ Claim(s) 1-8 and 11-22 isfare pending in the application. 4a) □ Of the above claim(s) 1-8 and 11-13 isfare withdrawn from consideration. 5) □ Claim(s) 1-8 and 11-22 isfare rejected. 7) □ Claim(s) 1-8 and 11-22 isfare rejected to. 8) □ Claim(s) 1-8 and 11-22 isfare rejected to. 9) □ The specification is objected to by the Examiner. Application Papers 9) □ The specification is objected to by the Examiner. 10) □ The drawing(s) filed on 13 February 2006 isfare: a) □ accepted or b) □ objected to by the Examiner. Application Papers 11) □ Ack		Application No.	Applicant(s)					
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3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) 5) Notice of Informal Patent Application (PTO-152)	· <u>=</u>							
Paper No(s)/Mail Date 6)		6) Other:						

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Election/Restrictions

1. Applicant's election of Group II (claims 14-22) on 03/17/06 is acknowledged.

Because applicant did not distinctly and specifically point out the supposed errors in the restriction requirement, the election has been treated as an election without traverse (MPEP § 818.03(a)).

2. Claims 1-8 and 11-13 are withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to nonelected inventions, there being no allowable generic or linking claim. The election was made with Traverse.

Claim Rejections - 35 USC § 112

- 3. The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.
- 4. Claims 14-22 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Regarding claim 14, "mounting member being oriented generally normal to the plane of said base plate and projecting downwardly to permit securing said mounting member in a vertically oriented vice" is not accurate. It should be noted that the mounting member 86 is mounted in a vice that is oriented horizontally. The frame 30 of the vice is oriented horizontally. See Fig. 7.

Regarding claim 22, "a power saw which includes an arm member" is confusing. It is not clear how many power saws are being claimed. It the power recited in claim 22 is the same power saw power saw recited in claim 14. See claim 14, line 13 and claim 22, line 1.

Comment

5. It is noted that claims 14-22 have not been rejected over prior art. It appears that the

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independent claim 14 reads over the cited prior art. However, in view of the issues under 35 U.S.C. 112, second paragraph, the allowability of the claimed subject cannot be commented on at this time.

Response to Amendment

6. Applicant's arguments with respect to claims 14-22 have been considered but are most in view of the new ground(s) of rejection.

Conclusion

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Chen (6,829,972), King (2,942,633), Larson (4,202,233), Camacho (3,757,628), Stojanovski (6,708,422), Posont (6,752,059), Foreberg (2,735,455), Mascheier (4,901,444), Konieczka (2,823,709), Denyer (1,855,945), Drzewiecki (5,269,340), and Hopla (2,773,523) teach a portable saw base assembly.

8. THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than

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SIX MONTHS from the mailing date of this final action.

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ghassem Alie whose telephone number is (571) 272-4501. The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Boyer Ashley can be reached on (571) 272-4502. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, SEE http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

GA/ga

July 7, 2006

BOYER D. ASHLEY SUPERVISORY PATENT EXAMINER

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